

Community Pathways Waiver – **REVISED DRAFT Proposal**

Service Type: Statutory

Service (Name): Day Habilitation

Alternative Service Title: **DAY HABILITATION**

HCBS Taxonomy:

Check as applicable

- ☐ Service is included in approved waiver. There is no change in service specifications.
- ☒ Service is included in approved waiver. The service specifications have been modified.
- ☐ Service is not included in the approved waiver.

Service Definition:

- A. Day Habilitation services provide the participant with development and maintenance of skills related to activities of daily living, instrumental activities of daily living, and vocation and socialization, through application of formal teaching methods and participation in meaningful activities~~help individuals learn new skills and keep the skills they currently have related to their personal goals and outcomes. Services are designed to foster the learning new skills, building positive social behavior and interpersonal skills, greater independence, and personal choice. Formal teaching methods are used such as systematic instruction.~~
1. Teaching methods based on recognized best practices are used such as systematic instruction.
 2. Meaningful activities under this service will provide the participant with opportunities to develop skills related to the learning new skills, building positive social behavior and interpersonal skills, greater independence, and personal choice including, but not limited to:
 - a. Learning skills for employment
 - b. Learning socially acceptable behavior;
 - c. Learning effective communication;
 - d. Learning self-direction and problem solving;
 - e. Engaging in safety practices;
 - f. Performing household chores in a safe and effective manner; and
 - g. Performing self-care.
- B. Day habilitation ~~activities~~ services may include, but are not limited to, participation in the following meaningful activities:
1. Learning general skills that can be used to do the type of work the person is interested in;
 2. Participating in self-advocacy classes/activities;
 3. Participating in local and community events;
 4. Volunteering;
 5. Training and supports designed to maintain abilities and to prevent or slow loss of skills for individuals with declining conditions; and
 6. Transportation services

- ~~1. Learning general skills that can be used to do the type of work the person is interested in;~~
- ~~2. Meeting new people, and making friends and going to classes/activities for fun, fitness or to learn;~~
- ~~3. Participating in local and community events;~~
- ~~4. Volunteering within a non-profit organization whose mission the person supports;~~
- ~~5. Training and supports designed to maintain abilities and to prevent or slow loss of skills for individuals with declining conditions;~~
- ~~6. Transportation services; and~~
- ~~7. Retirement activities.~~

C. Day Habilitation Services include:

1. Support services that enable the participant to participate in the activity;
2. Transportation to, from, and within the activity; and
3. Personal care assistance can be provided during day habilitation activities so long as it is not the primary or only service provided. Personal care assistance is defined as services to assist the participant in performance of activities of daily living and instrumental activities of daily

SERVICE REQUIREMENTS:

- A. Day Habilitation services ~~and supports~~ can be provided in a variety of settings in the community or a in facility owned or operated by the provider agency.
- B. Day Habilitation services are separate and distinct from other waiver services, including residential services.
- ~~B. Each individual will have an individual activity schedule based on their preferences, interested, and choice that supports integration in and access to the community. Activity plans must be updated and corrected based on actual activity.~~
- C. A participant's person~~Person- centered~~ Centered plan~~Plan~~ may include a mix of employment and day related waiver services such as Employment Services, Community Development Services, and Transitional Employment Services provided at on different ~~times~~ days.
- D. An individualized schedule will be used to provide an estimate of what the participant will do and where the participant will spend their time when in this service. Updates should be made as needed to meet the changing needs, desires and circumstances of the participant. The individualized schedule will be based on a pPerson-eCentered pPlan.
- ~~D.~~E. Transportation to and from and within this service is included within the Day Habilitation services. e day activities Transportation will be provided or arranged by the licensed provider and funded through the rate system. The licensee shall use the mode of transportation which achieves the least costly, and most appropriate, means of transportation for the individual with priority given to the use of public transportation when appropriate.
- F. Personal care assistance may not comprise the entirety of the service.
- ~~E. Day Habilitation may include professional services not otherwise available under the individual's private health insurance (if applicable), the Medicaid State Plan, or through other resources.~~

~~F. Any other professional services will only be covered under the waiver if the Program has denied a covered service and the service has been pre-authorized by the DDA.~~

G. Day Habilitation includes supports for volunteering and time limited paid and unpaid internships and apprenticeships.

~~G.H.~~ Day Habilitation does not include vocational services that: (1) teach job task specific skills required by a participant for the primary purpose of completing those tasks for a specific facility based job and (2) are ~~not~~ delivered in an integrated work setting through ~~supported~~ employment supports.

I. Prior to accessing DDA funding for this service, all other available and appropriate funding sources, including but not limited to those offered by Maryland's State Plan, Division of Rehabilitation Services ("DORS"), State Department of Education, and Department of Human Services, must be explored and exhausted. These efforts must be documented in the individual's file.

J. To the extent any listed services are covered under the Medicaid State Plan, the services under the waiver will be limited to additional services not otherwise covered under the Medicaid State Plan, but consistent with waiver objectives of avoiding institutionalization

K. Nurse Health Case Management or Nurse Case Management and Delegation Services are available to participants receiving Day Habilitation.

L. Personal Support and Transportation Services are not available at the same time a participant is receiving Day Habilitation because such services are already built into the service.

~~H. Day Habilitation services are not available under self-direction model.~~

~~I. The service is billed on an hourly rate.~~

Specify applicable (if any) limits on the amount, frequency, or duration of this service:

Day Habilitation services are provided Monday through Friday only.

Day Habilitation services may not exceed a maximum of eight (8) hours per day (including other Community Development Services, Employment Services, Transitional Employment Services, and Employment Discovery and Customization~~and Community Development Services~~).

Service Delivery Method (check each that applies)

☐ Participant Directed as specified in Appendix E

☒ Provider Managed

Specify whether the service may be provided by (check all that applies):

☐ Legally Responsible Person

☐ Relative

☐ Legal Guardian

Provider Specifications: (Instructions list the following for each type of provider that can deliver the services):

Provider Category	Provider Type Title
Agency	Licensed DDA Vocational or Day Habilitation Service Provider

Provider Category: Agency

Provider Type: Licensed DDA ~~Vocational or~~ Day Habilitation Service Provider

Provider Qualifications License (specify):

License (specify):

Licensed DDA ~~Vocational or~~ Day Habilitation Service Provider as per COMAR 10.22.02 and 10.22.07

Certificate (specify):

Other Standard (specify):

~~Staff must possess appropriate licenses/certifications as required by law based on service provided and needs of the person at time of service.~~ Staff must:

1. Be trained on person-specific information (including preferences, positive behavior supports, when needed, and disability-specific information);
2. Possess current appropriate licenses/certifications as required by regulations based on service provided and needs of the person at time of service; and
3. Successfully pass a criminal background investigation and any other required background checks and credential verifications as provided in Appendix C-2-1a.

Verification of Provider Qualifications Entity

Responsible for Verification:

- DDA for Provider's license to provide services
- Provider for individual staff member's licenses, certifications, and training

Frequency of Verification:

- DDA – annual for license
- Provider – prior to service delivery and annually thereafter